

PROPOSITION ONE COMMITTEE
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September 4, 2001

The Honorable Spencer Abraham
4408
Secretary of Energy
U.S. Department of Energy
1000 Independence Ave. SW
Washington, D.C. 20585

SEP 05 2001

Fax: 202-586-

Dear Secretary Abraham:

We object to the lack of proper, reasonable notice and opportunity for hearing on the DOE's site recommendation of Yucca Mountain for a national high-level nuclear waste repository.

No matter what provisions may be in the Nuclear Waste Policy Act, the United States Constitution's Fifth Amendment protections require that all persons affected by the transportation of nuclear waste -- such as ourselves -- as well as those affected by Yucca Mountain itself, or Nevadans -- must have at least reasonable notice and an opportunity to be heard on a decision such as this one, a decision with vast repercussions and grave potential dangers. Your agency's actions in this regard have not come even close to meeting the most minimal constitutional protections of citizens' rights to due process in this instance. We are certain you have violated our rights and those of the citizens of Nevada.

We call on you to reschedule these hearings with adequate notice and a meaningful opportunity to be heard by all persons who will be affected by your agency's recommendation of Yucca Mountain as the national high-level waste repository. Not only should you allow more time for notice and transportation to Nevada; there also should be hearings in the communities which would be crossed by nuclear waste transportation to Yucca Mountain.

Sincerely,



Ellen Thomas
Executive Director

cc: Lake Barrett, Acting Director, Office of Civilian Radioactive Waste Management, U.S. DOE,
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